

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

AGERE SYSTEMS, INC., CYTEC
INDUSTRIES, INC., FORD MOTOR
COMPANY, SPS TECHNOLOGIES, LLC
and TI GROUP AUTOMOTIVE SYSTEMS,
LLC,

Plaintiffs,

v.

ADVANCED ENVIRONMENTAL
TECHNOLOGY CORPORATION, et al.,

Defendants.

Civil Action No. 02-3830
Judge LeGrome D. Davis

**DEFENDANT AETC'S MOTION
REQUESTING EQUITABLE
ALLOCATION OF THE DIAZ
CHEMICAL "ORPHAN SHARE"**

**TO: CLERK OF THE UNITED STATES DISTRICT COURT FOR THE EASTERN
DISTRICT OF PENNSYLVANIA**

Defendant Advanced Environmental Technology Corporation ("AETC") hereby applies to the United States District Court, Eastern District of Pennsylvania, 601 Market Street, Philadelphia, Pennsylvania, before United States District Court Judge Legrome D. Davis, pursuant to Rule 56 of the Federal Rules of Civil Procedure, for an Order requiring the equitable allocation of the Diaz Chemical "orphan share" among all plaintiffs and defendants in the above-captioned action.

In support of the within motion, Defendant AETC shall rely upon the accompanying Memorandum of Law and Declaration of Laurie J. Sands, Esq. with Exhibits in support thereof.

A proposed form of order is also submitted herewith.

Respectfully submitted,

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Attorneys for Defendant
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By: /s/ Robert T. Carlton, Jr.
ROBERT T. CARLTON, JR.

Dated: July 12, 2007